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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/645,450

08/21/2003

David Rizzo

DRIZZO 3.0-001 RE

CONFIRMATION NO. 7979

000530 LERNER, DAVID, LITTENBERG, **KRUMHOLZ & MENTLIK** 600 SOUTH AVENUE WEST WESTFIELD, NJ 07090

FORMALITIES LETTER

OC000000011881869*

Date Mailed: 02/11/2004

NOTICE OF INCOMPLETE REISSUE APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within TWO MONTHS of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- · The specification is missing.
- The specification does not include at least one claim. A complete specification as prescribed by 35 U.S.C. 112 is required.
- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).

The required items noted below SHOULD be filed along with any items required above. The filing date of this reissue application will be the date of receipt of the items required above.

 Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

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A copy of this notice <u>MUST</u> be returned with the reply.

Initial Patent Examination Division (703) 308-1202
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